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Attorneys for Defendant
CAPEL, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

LUANNE S. JORDAN,

CASE NO. C054939 SI

Plaintiff,

V.

CAPEL, INCORPORATED, and Does 1 through 60, inclusive,

Defendants.

STIPULATION AND [PROPOSED] ORDER TO DELAY COMPLETION OF MEDIATION

COMPLAINT FILED:
October 31, 2005

The parties, through their respective counsel, seek to amend certain Court ordered dates and schedules for this case.

1. October 31, 2005, plaintiff Luanne S. Jordan (“Jordan” or “plaintiff”) filed a civil action in the Superior Court, City and County of San Francisco, against defendant Capel, Inc.

(“Capel” or “defendant”). Defendant removed the action to this Court pursuant to 28 U.S.C. § 1441(b).

2. Plaintiff alleges, inter alia, breach of contract, fraud, unfair business practices, violations of the California Labor Code, and bad faith. Defendant denies all such allegations.

3. The Court ordered, in consultation with the parties, at the conclusion of a Case Management Conference on March 30, 2006 a schedule and certain dates for the parties to accomplish specified events.

4. The parties agree that the discovery process is taking longer than originally anticipated and hereby stipulate to REQUEST that completion of mediation be delayed to July 30, 2006 on the Court ordered schedule and hereby REQUEST that the Court shall so order.

5. The other Court ordered dates shall remain as previously ordered.

DATED: JUNE 7, 2006

KAUFF MCLAIN & MCGUIRE LLP

/S/ Matthew P. Vandall
JEFFREY C. POLSKY
MATTHEW P. VANDALL
ATTORNEYS FOR DEFENDANT CAPEL,
INC.

**I HEREBY ATTEST THAT I HAVE ON FILE ALL HOLOGRAPH SIGNATURES FOR
ANY SIGNATURES INDICATED BYA "CONFORMED" SIGNATURE (/S/) WITHIN THIS
EFILED DOCUMENT.**

DATED: JUNE 8, 2006

LAW OFFICES OF WILLIAM H. PAYNTER

/S/
WILLIAM H. PAYNTER
ATTORNEY FOR PLAINTIFF
LUANNE S. JORDAN

IT IS SO ORDERED:

DATE : JUNE ,2006

Susan Illston